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PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

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February 17, 2004

FACSIMILE COVER SHEET

RECEIVED
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To: Examiner Thu Ha T. Nguyen
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22213-1450

Fax: 703-872-9306

Enclosures:
 Fax Cover Sheet containing Certificate of
 Facsimile Transmission
 Transmittal containing Certificate of
 Facsimile Transmission and Authorization
 to Charge Deposit Account 23-3000 in the
 amount of \$258.00
 Amendment and Response

From: Scott A. Stinebruner
 Reg. No. 38,323

Re: U.S. Patent Application
 Serial No. 09/697,398
 Filed: October 27, 2000
 Applicant: Robert Miller et al.
 Art Unit: 2155
 Confirmation No.: 2827
 Our Ref: IBM/164

Pages: 17 (including cover sheet)

FEB 17 2004

MESSAGE/COMMENTS
OFFICIAL

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (17 total pages) are being transmitted
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Judith L. Volk
 Judith L. Volk

February 17, 2004
 Date

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PATENT
Att'y Docket No. IBM/164/124
Confirmation No. 2827

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Judith L. Volk
 Judith L. Volk

February 17, 2004
 Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Robert Miller et al.	Art Unit:	2155
Serial No.:	09/697,398	Examiner:	Thu Ha T. Nguyen
Filed :	October 27, 2000		
For :	GROUP DATA SHARING DURING MEMBERSHIP CHANGE IN CLUSTERED COMPUTER SYSTEM		

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an Amendment and Response.
 2. Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
 Enclosed is a verified statement to establish Small Entity status
 - Other than a Small Entity
3. The fee has been calculated as shown below:

CALCULATION OF FEES

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	24	minus	24	0	\$18	\$0.00
Independent Claims	9	minus	6	3	\$86	\$258.00
MULTIPLE DEPENDENT CLAIM FEE					\$290	\$0.00
TOTAL FEE FOR CLAIMS:						\$258.00

- No additional fee for claims is required.

Page 1 of 2
 Serial No. 09/697,398
 Transmittal for Amendment of February 17, 2004
 IBM Docket: ROC920000129US1
 WH&B IBM/164

4. Attached is a check in the sum of \$_____ for additional claims.
 Please charge my Deposit Account No. 23-3000 in the amount of \$258.00.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.
- (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Ext. Mos.	Large entity	Small entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$ 210.00
<input type="checkbox"/> three months	\$ 950.00	\$ 475.00
<input type="checkbox"/> four months	\$1,480.00	\$ 740.00
<input type="checkbox"/> five months	\$2,010.00	\$1,005.00

Extension fee due with this request: \$

Method of Payment: Check enclosed in the amount of \$

If an additional extension of time is required, please consider this a petition therefor.

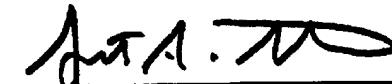
(Check and complete the next item, if applicable)

- An extension for ____ months has already been secured and the fee paid thereof of \$____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$____.
- OR*
- (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
6. If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:



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Amendment and Response

Page 2 of 2
Serial No. 09/697,398
Transmittal for Amendment of February 17, 2004
IBM Docket: ROC920000129US1
WH&E IBM/164
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PATENT

IBM/164
Confirmation No. 2827#6/A
LJ/J
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE CENTRAL FAX CENTER

Applicant: Robert Miller et al.
 Serial No.: 09/697,398
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 For: GROUP DATA SHARING DURING MEMBERSHIP CHANGE IN
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Art Unit: 2155
 Examiner: Thu Ha T. Nguyen
 Atty. Docket No.: IBM/164

FEB 17 2004

AMENDMENT AND RESPONSE

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated November 20, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.

09697398

Page 1 of 14
 Serial No. 09/697,398
 Amendment and Response dated February 17, 2004
 Reply to Office Action of November 20, 2004
 IBM Docket ROC20000129US1
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